

Aug 02, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ARMANDO MUNOZ-ESQUIVEL,

Defendant.

No. 4:13-CR-02045-EFS-1

**ORDER GRANTING DEFENDANT'S MOTION
TO VOLUNTARILY WITHDRAW § 2255
MOTION**

On May 18, 2018, Defendant/Petitioner Jose Armando Munoz-Esquivel filed a pro se Motion for Writ of Error Coram Nobis, ECF No. 168. On June 26, 2018, the Court issued an order construing Mr. Munoz-Esquivel's petition as one brought pursuant to 28 U.S.C. § 2255, advised him of the deficiencies in his petition, and withheld ruling to provide him the opportunity to voluntarily withdraw or amend it. See ECF No. 169. On July 30, 2018, Mr. Munoz-Esquivel filed a Motion to Withdraw His 2255 Motion, ECF No. 170.

Accordingly, **IT IS HEREBY ORDERED:**

1. Defendant/Petitioner Armando Munoz-Esquivel's Motion to Withdraw His 2255 Motion, **ECF No. 170**, is **GRANTED**.

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1 **2. The Clerk's Office** shall administratively terminate
2 Mr. Munoz-Esquivel's construed § 2255 Motion, **ECF No. 168**,
3 and **CLOSE** the file.

4 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this
5 Order and provide copies to Mr. Munoz-Esquivel, former defense counsel,
6 and the Government.

7 **DATED** this 2nd day of August 2018.

8 s/Edward F. Shea_____
9 EDWARD F. SHEA
10 Senior United States District Judge